

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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DAIANA AZPILCUETA, individually and on
behalf of CAL-NEVA TRANSPORT & TOW,
INC., a Nevada corporation,

Plaintiffs,

v.

JERALD L. HAFEN, individually and as
Director of the Nevada Division of Public
Safety; TONY ALMAREZ, individually and as
Chief of the Nevada Highway Patrol;
CATHERINE CORTEZ MASTO, individually
and as the Nevada Attorney General;
CHARLES TOLOTTI, in both his professional
and individual capacity; DEAN BUELL, in
both his professional and individual capacity;
JOHN MCGLAMERY, in both his
professional and individual capacity;
WILLIAM PROWSE, in both his professional
and individual capacity; CITY OF CARSON
CITY, a municipality of the State of Nevada;
KEN FURLONG, individually and as Sheriff
of Carson City; STEVEN SCHUETTE, in both
his professional and individual capacity;
STEVE ALBERTSEN, in both his
professional and individual capacity; KEVIN
MCCOY, in both his professional and
individual capacity; MARCOS BRITO, an
individual; and DOE DEFENDANTS 1-50,

Defendants.

3:09-CV-00593-LRH-VPC

ORDER

1 Before the court is Plaintiffs' motion to voluntarily dismiss all claims against Defendant
2 Marcos Brito, pursuant to Federal Rule of Civil Procedure 41(a)(2). (Doc #153.) Brito has not
3 appeared in this action, no action has been taken against Brito since entry of Clerk's Default on
4 January 29, 2010 (#64), and Plaintiffs represent they have chosen not to pursue a default judgment.
5 Furthermore, all claims in this action have been adjudicated as to all defendants except Brito. On
6 November 4, 2011, this court issued an Order (#148) granting in full State Defendants' Motion to
7 Dismiss. Furthermore, on November 8, 2011, this court issued an Order (#149) granting in full
8 Carson City Defendants' Motion for Summary Judgment.

9 IT IS THEREFORE ORDERED that Plaintiffs' motion for voluntary dismissal of all claims
10 against Defendant Marcos Brito (#153) is GRANTED. The Clerk of Court shall enter judgment in
11 accordance with this Order and the court's prior Orders (#148 and #149).

12 IT IS SO ORDERED.

13 DATED this 4th day of January, 2012.



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16 LARRY R. HICKS
UNITED STATES DISTRICT JUDGE
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